

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

MH 2375

ELIJAH SHON WALLS

Plaintiff,

Civil Action No. L-00-3675

v.

KIA MOTORS AMERICA, INC.

Defendant.

MOTION FOR LEAVE TO AMEND THE COMPLAINT**TO THE HONORABLE JUDGES OF SAID COURT:**

COME NOW Plaintiff, Elijah Shon Walls, by and through his attorney, John E. Coppock Jr., and hereby requests leave to amend the Complaint in the above-captioned case in accordance with Federal Rule 15(a) and in support thereof states as follows:

① Re file motion; 2 sided paper on
② acceptable for filing by 4/15/01
③ Dkt. shall advise me
whether it objects to amendment
Proposed.

1. Federal Rule 15(a), AMENDED AND SUPPLEMENTAL PLEADINGS states, "that leave shall be freely given when justice so requires."
2. This language is mandatory and in the absence of any showing of prejudice to the defendants the Plaintiff should be granted leave to amend the Complaint to include the Heritage Auto Mall of Bel Air, Inc. as a defendant in Counts Six, Seven Eight and Nine.
3. Since the underlying facts giving rise to the original Complaint and the aforementioned Counts are identical, no prejudice can be shown to the new defendant. In fact counsel for the Heritage Auto Mall of Bel Air, Inc. and counsel for KIA have been working closely in this matter to the extent that counsel for the Heritage Auto Mall of Bel Air, Inc. is providing service area, and possibly technicians, in his client's facility to test the vehicle which is the subject of this suit.

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

ELIJAH SHON WALLS

Plaintiff,

v.

KIA MOTORS AMERICA, INC.

Defendant.

Civil Action No. L-00-3675

* * * * *

ORDER

Based upon Plaintiff's Motion For Leave To Amend The Complaint, any answer thereto, and for good cause shown, it is this _____ day of _____ 2001, hereby

ORDERED, that the Plaintiff's Motion For Leave To Amend The Complaint, is hereby, **GRANTED**.

JUDGE, U.S. DISTRICT COURT
FOR THE DISTRICT OF MARYLAND